

# In the Court of Appeals of the State of Alaska

**Kevin Patterson,**

Appellant,

v.

**State of Alaska,**

Appellee.

Court of Appeals No. **A-13076**

## **Order**

Motion to Stay Appeal

Date of Notice: **8/5/2019**

Trial Court Case No. **3KN-10-00057CR**

Attorney Douglas S. Miller represents the Appellant, Kevin Scott Patterson. Mr. Miller has filed a motion requesting that this appeal be stayed pending the outcome of Mr. Patterson's motion to correct an illegal sentence that has been filed in the superior court. The State does not oppose the motion to stay. According to the parties, if Mr. Patterson prevails in the superior court, then this appeal would be moot.

For this reason, the motion to stay this appeal until the superior court issues its decision on Mr. Patterson's pending motion to correct illegal sentence is **GRANTED**. This case is remanded to the superior court to the extent necessary to allow the court to resolve Mr. Patterson's pending motion.

Because it is this Court's policy to not grant open ended stays, Mr. Miller shall, on or before **November 4, 2019**, file a report on the status of the superior court litigation regarding the pending motion. If the superior court issues its decision on the motion prior to that date, Mr. Miller shall promptly notify this Court.

Entered under the authority of Chief Judge Allard.

*Patterson v. State* - p. 2  
File No. A-13076  
August 5, 2019

Clerk of the Appellate Courts

A handwritten signature in dark ink, appearing to read "K. Roberts", is positioned above a horizontal line.

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Kyle Roberts, Deputy Clerk

cc: Judge Jennifer K. Wells  
Court of Appeals Judges  
Central Staff

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